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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/749,255	12/27/2000	Gregory Flickinger	T727-10	5795
27832	7590	05/24/2004	EXAMINER	
EXPANSE NETWORKS, INC. 6206 KELLERS CHURCH ROAD PIPERSVILLE, PA 18947			SHELTON, BRIAN K	
		ART UNIT		PAPER NUMBER
		2611		#7
DATE MAILED: 05/24/2004				

Please find below and/or attached an Office communication concerning this application or proceeding.



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Paper No. 7

EXPANSE NETWORKS, INC.
6206 KELLERS CHURCH ROAD
PIPERSVILLE PA 18947

In re Application of)
Gregory Flickinger)
Application No. 09/749,255)
Filed: December 27, 2000)
For: **SCEDULING AND PRESENTING IPG**)
ADS IN CONJUNCTION WITH)
PROGRAMMING ADS IN A TELEVISION)
ENVIRONMENT)

**NOTIFICATION OF
IDENTIFICATION OF PRIOR
ART IN LATE PROTEST UNDER 37
C.F.R. § 1.291(a)**

The protest filed April 6, 2004, is a proper citation under 37 C.F.R. §1.291(a); however it was filed after the October 18, 2001 publication date of the application.

Because the protest was filed after publication of the application it is not being entered in the application file. The original protest is enclosed with this letter and the duplicate copy submitted by the protestor is being destroyed in accordance with MPEP § 1901.06, Protest Filed After Allowance Or The Publication Of The Application.

If appropriate, Applicant may wish to consider submitting prior art from the protest pursuant to 37 C.F.R. §1.97 and 37 C.F.R. §1.56 during the prosecution of the application.

The protest did not satisfy the requirements pursuant to 37 C.F.R. §1.99 for failure to provide copies of the references and failure to pay the appropriate fee.


Dwayne D. Bost
Special Programs Examiner
Technology Center 2600
Communications

Enc: Protest (4 pages)